GOVERNMENT OF KERALA
1964

REGISTERED No. K. 107

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. IX] Trivandrum, Saturday, 6th June 1964 / 16th Jyaistha 1886 [No. 87

GOVERNMENT OF KERALA

Law Department

NOTIFICATION

No. 577OH3|64|Law.

Dated, Trivandrum, 6th June, 1964|
Jyaistha 16, 1886.

The following Ordinance promulgated by the Governor on the 6th June, 1964, is hereby published for general information.

By order of the Governor,
P. SANKARAN ELAYATH,
Special Secretary.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1964.

ORDINANCE No. 3 OF 1964

THE REVENUE RECOVERY LAWS (AMENDMENT) ORDINANCE, 1964

Promulgated by the Governor of Kerala in the Fifteenth Year of the Republic of India.

AN ORDINANCE to amend the Madras Revenue Recovery Act, 1864 and the Travancore-Cochin Revenue Recovery Act, 1951.

Preamble.—WHEREAS the Legislative Assembly of the State of Kerala is not in session and the Governor of Kerala is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Kerala is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Revenue Recovery Laws (Amendment) Ordinance, 1964.

(2) This section shall come into force at once; section 2 shall be deemed to have come into force on the 1st day of November 1956; and sections 3 and 4 shall be deemed to have come into force on the 22nd day of May, 1951.

2. *Substitution of new section for section 36A of Madras Act, II of 1864.*—For section 36A of the Madras Revenue Recovery Act, 1864 (Act II of 1864), as in force in the Malabar district referred to in subsection (2) of section 5 of the States Reorganisation Act, 1956 (Central Act 37 of 1956), the following section shall be substituted, namely:—

"36A. *Postponement of sale and purchase by Government at the subsequent sale.*—(1) When an immovable property is put up for sale at the time and place specified in the notice under the Second

clause of section 36 for the recovery of arrears of public revenue due thereon, if there be no bid, or, if the highest bid be insufficient to cover the said arrears and those subsequently accruing up to the date of sale, the officer conducting the sale shall postpone the sale to another date and give notice of the subsequent sale as required by the Second clause of section 36.

(2) When the property is put up for sale on the date to which the sale was postponed under sub-section (1), at the time and place specified in the notice, if there be no bid, the officer conducting the sale may purchase the property on account of the Government for any nominal amount, or, if the highest bid be insufficient to cover the arrears of public revenue due on the property and those subsequently accruing up to the date of sale, such officer may purchase the property on account of the Government at the highest amount of bid; and in either case the Government shall acquire the property subject to the provisions of this Act.

(3) The provisions of the First, Third and Fourth clauses of section 36 shall not apply to cases where immovable property is purchased on account of the Government under this section.".

3. *Insertion of new section 36A in Travancore-Cochin Act, VII of 1951.*—After section 36 of the Travancore-Cochin Revenue Recovery Act, 1951 (Act VII of 1951), hereinafter referred to as the Travancore-Cochin Act, the following section shall be inserted, namely:—

"36A. *Postponement of sale and purchase by Government at the subsequent sale.*—(1) When an immovable property is put up for sale at the time and place specified in clause (2) of section 36 for the recovery of arrears of public revenue due thereon, if there be no bid, or, if the highest bid be insufficient to cover the said arrears and those subsequently accruing up to the date of sale, the officer conducting the sale shall postpone the sale to another date and give notice of the subsequent sale as required by clause (2) of section 36.

(2) When the property is put up for sale on the date to which the sale was postponed under sub-section (1), at the time and place specified in the notice, if there be no bid, the officer conducting the sale may purchase the property on account of the Government for any nominal amount, or, if the highest bid be insufficient to cover the arrears of public revenue due on the property and those subsequently accruing up to the date of sale, such officer may purchase the property on account of the Government at the highest amount of bid; and in either case the Government shall acquire the property subject to the provisions of this Act.

(3) The provisions of clauses (3), (4) and (5) of section 36 shall not apply to cases where immovable property is purchased on account of the Government under this section.".

4. *Amendment of section 63, Travancore-Cochin Act.*—To section 63 of the Travancore-Cochin Act, the following proviso shall be added, namely:—

"Provided that nothing in this section shall be deemed to prohibit an officer of the Government from bidding on behalf of the Government.".

V. V. GIRI,

GOVERNOR.

© GOVERNMENT OF KERALA
1964

REGISTERED No. K. 107.

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. IX] Trivandrum, Saturday, 6th June 1964 / 16th Jyaistha 1886 [No. 86

GOVERNMENT OF KERALA

Industries 'A' Department

NOTIFICATION

No.16042/A4/64/ID *Dated, Trivandrum, 4th June* 1964.

S. R. O. No.176/64. Under the explanation to Section 25 of the Negotiable Instruments Act, 1881 (Central Act XXVI of 1881) read with the Government of India, Ministry of Home Affairs Notification No. 20/25/56/Pub.1 dated 8th June 1957, the Government of Kerala hereby declare that Monday the 8th June 1964, the day of immersion of the ashes of the late Prime Minister Shri Jawaharlal Nehru, will be a public Holiday.

By order of the Governor,

D. SIVARAMAN,
Joint Secretary.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS,
TRIVANDRUM 1964.